

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re the Patent Application of Jurgen Gaydoul

Confirmation No. 6942

Serial No.: 10/590,193

Art Unit: 3726

Filed: June 21, 2007

Examiner: Koehler, Christopher M.

Title: HYDRAULIC DEVICE WHICH IS USED TO DESCALE WARM  
ROLLING PRODUCTS

**CONCISE EXPLANATION OF RELEVANCE FOR NON-ENGLISH  
LANGUAGE INFORMATION**

Applicant herewith submits European Opposition Department Decision dated December 12, 2009 from the European Patent Office (the "Decision") in the European counterpart application to the subject application. The EPO decided to refuse an opposition which was based on DE 43 28 303 (the German counterpart to U.S. Patent 5,502,881). In the reasons of the Decision the EPO said that in the DE 303 Patent, no hint can be found to provide an inclination of the nozzles in the circumferential direction. The Decision also allowed the European counterpart to the present application over the following prior art which was considered:

D1: DE 43 28 303 (submitted in previous Information Disclosure Statement)

D2: DE 23 35 893 (submitted herewith)

D3: JP 11 216 513 (submitted in previous Information Disclosure Statement)

D3a: automated translation of D3: (submitted in previous Information Disclosure Statement)

Statement)

D4: EP 0 586 823 (submitted herewith)

The Office is requested and authorized to charge any fee associated with this application to Deposit Account No. 04-1679 to Duane Morris LLP.

Respectfully submitted,



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